

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DAVID ANDREW COSTELLO, SR.,

Plaintiff,

v.

DANIEL RABELOS, et al.

Defendants.

CASE NO. C20-1330 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Michelle L. Peterson, United States Magistrate Judge. Dkt. 24. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Defendants’ motion for summary judgment, Dkt. 13, is **GRANTED**;
- (3) Plaintiff’s complaint, Dkt. 5, is **DISMISSED with prejudice**;
- (4) The Clerk is directed to send copies of this Order to Plaintiff, to counsel for Defendants, and Judge Peterson; and

1 (5) The Clerk shall enter JUDGMENT and close this case.

2 Dated this 31st day of August, 2021.

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5 BENJAMIN H. SETTLE
6 United States District Judge
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